



Town of New Windsor

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OFFICE OF THE PLANNING BOARD

WEDNESDAY - MARCH 12, 2008 — 7:30 PM
TENTATIVE AGENDA

CALL TO ORDER

ROLL CALL

APPROVAL OF MINUTES DATED: JANUARY 16, 2008

ANNUAL MOBILE HOME PARK REVIEW:

- a. Windemere Mobile Home Park – Mt. Airy Road**

REGULAR ITEMS:

- 1. FIRST COLUMBIA (07-202) 4 LONDON AVE (BETTE) Proposed construction 20,000 s.f. Professional Building with parking**
- 2. POUGHKEEPSIE PROPERTIES, LLC (08-06) EXECUTIVE DRIVE (SHAW) Proposed Construction of 6,600 s.f. building with parking.**
- 3. SILVER STREAM ROAD CORPORATE PARK (07-29) SQUARE HILL ROAD (MASER) Proposed 100,000 s.f. manufacturing/office use within a single building with amenities.**

DISCUSSION:

- 4. SHADOWFAX SUBDIVISION – REQUEST FOR EXTENSION OF PRELIMINARY APPROVAL**

ADJOURNMENT

(NEXT MEETING – MARCH 26, 2008)

*Received
3/10/08*

March 12, 2008

1

TOWN OF NEW WINDSOR

PLANNING BOARD

MARCH 12, 2008

MEMBERS PRESENT: JERRY ARGENIO, CHAIRMAN
NEIL SCHLESINGER
DANIEL GALLAGHER
HENRY SCHEIBLE

ALSO PRESENT: MARK EDSALL, P.E.
PLANNING BOARD ENGINEER

MICHAEL BABCOCK
BUILDING INSPECTOR

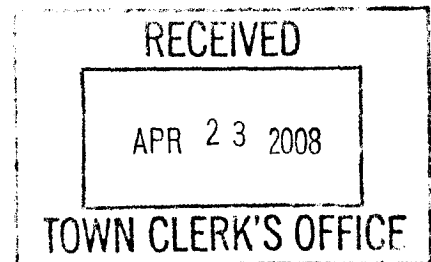
MYRA MASON
PLANNING BOARD SECRETARY

DOMINIC CORDISCO, ESQ.
PLANNING BOARD ATTORNEY

ABSENT: HOWARD BROWN
HENRY VAN LEEUWEN

REGULAR_MEETING

MR. ARGENIO: I'd like to call to order the March 12,
2008 meeting of the New Windsor Planning Board.



March 12, 2008

2

APPROVAL_OF_MINUTES_DATED_JANUARY_16,_2008

MR. ARGENIO: First thing on the agenda is the approval of the minutes from January 16, 2008, which we received at the last meeting. Unless anybody takes exception I'll accept a motion that we approve those minutes as written.

MR. SCHLESINGER: So moved.

MR. GALLAGHER: Second it.

MR. ARGENIO: Motion has been made and seconded that the Town of New Windsor Planning Board accept the January 16, 2008 minutes as written. Roll call.

ROLL CALL

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| MR. SCHEIBLE | AYE |
| MR. SCHLESINGER | AYE |
| MR. GALLAGHER | AYE |
| MR. ARGENIO | AYE |

March 12, 2008

3

ANNUAL_MOBILE_HOME_PARK_REVIEW

WINDEMERE MOBILE HOME PARK

MR. ARGENIO: Windemere Mobile Home Park. Is somebody here to represent this? Would you come forward, please give your name and address for the reporter?

MR. JOHNSON: Dick Johnson.

MR. ARGENIO: Mike, has somebody from your office been to visit this mobile home park?

MR. BABCOCK: Yes, we have, Mr. Chairman, and everything's fine there.

MR. ARGENIO: How many units are out there?

MR. BABCOCK: I don't know, we're just doing that today, doing the final paperwork, Mr. Chairman, and I don't have that paperwork with me tonight.

MR. ARGENIO: Close to a hundred?

MS. MASON: I think it's 93 or 95.

MR. ARGENIO: Everything's okay?

MR. BABCOCK: Everything's fine. Mr. Johnson, we'll talk to you tomorrow, give you a call, just did the paperwork today and let you know exactly what you owe so you can mail us a check and you'll be all set.

MR. JOHNSON: I can stop over if you want.

MR. ARGENIO: That would be good. The record should reflect that we don't have the exact amount for his permit available here with us tonight, it's a simple clerical oversight and if he does get his extension he will meet with Mike in the next three days.

March 12, 2008

4

MR. JOHNSON: Okay.

MR. ARGENIO: And give him a check and give Myra a check to get the items squared away. If anybody sees fit, I'll accept a motion we offer one year extension for the Windemere Mobile Home Park.

MR. SCHLESINGER: So moved.

MR. GALLAGHER: Second it.

MR. ARGENIO: Motion has been made and seconded that the New Windsor Planning Board give a one year extension for the Windemere Mobile Home Park. If there's no further discussion, roll call.

ROLL CALL

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| MR. SCHEIBLE | AYE |
| MR. SCHLESINGER | AYE |
| MR. GALLAGHER | AYE |
| MR. ARGENIO | AYE |

MR. ARGENIO: Thank you, sir.

REGULAR_ITEMS:

FIRST_COLUMBIA_(07-202)

Mr. Chris Bette appeared before the board for this proposal.

MR. ARGENIO: First regular item First Columbia site plan on London Avenue. This application proposes a 20,000 square foot office building at London Avenue Airport Center Drive. Plan was previously reviewed at the 25 July, 2007 planning board meeting. I see Mr. Bette is here to represent this. Chris, if you'd please tell us, give us a tour of the job and tell us what changes you have made since the last time you have been in front of this board please.

MR. BETTE: Okay, again, my name is Chris Bette with First Columbia. Four London Avenue is a proposed one and a half story building across the street from 33 Airport Center Drive. London Avenue is the road that leads up to the reservoir at the old army sub post property. We were here I guess last summer presenting the project. The basic changes we have made is we have met with the fire inspector, hydrant to be located near the northern driveway needs to be installed, a sprinkler system connection on the building on the northeast corner is shown on the plans and some minor grading changes were made just to reduce some slopes and make the cuts and fills a little better. We eliminated a large wall with the grading exercise, we did what used to go around the western side of the property.

MR. ARGENIO: How did you do that?

MR. BETTE: We dropped the site down a couple feet.

MR. ARGENIO: So you still have that large disposal of earth issue?

MR. BETTE: Yes.

MR. ARGENIO: Is that the same site where earth was taken off the site?

MR. BETTE: Well, we do have an export here but not as great that was the 424 site which is down by the 555 that one's 10,000 yards, this is about 3,000 yards.

MR. ARGENIO: Your disposal on the job is 3,00 yards?

MR. BETTE: Yes.

MR. ARGENIO: Keep that on site?

MR. BETTE: We're going to keep it right here.

MR. ARGENIO: Mark, we had previously discussed an issue about a minor subdivision, has that been taken care of?

MR. EDSALL: Yes, I spoke with Chris and after speaking with him he had me look back into The Grove subdivision when that site plan was approved and in fact the lot that is this site plan was created back when The Grove was approved.

MR. ARGENIO: Okay.

MR. EDSALL: So it's all taken care of, it's complete.

MR. ARGENIO: Dominic, I'd like to just read from Mark's comments for your benefit and have you comment on what I'm about to say here. The applicant proposes to execute an agreement with the adjoining property owner, The Grove, to allow for discharge of the storm water from this state to the immediately adjoining water quality basin of that project. We have received preliminary confirmation of an agreement, only the

following corrections are needed. The following corrections are Mark's technical corrections. Dominic, can you tell me about that agreement, are you aware of this agreement?

MR. CORDISCO: We have not been provided with a copy of it to date, I have not seen it.

MR. ARGENIO: Mark, can you tell me about that agreement?

MR. EDSALL: It makes quite a bit of sense rather than have a separate water quality basin on this site, they have reached an agreement with The Grove because there's a water quality basin immediately and I mean immediately adjacent to this site, that basin has been modified so that its capacity is adequate to handle both the original use of The Grove as well as this site. I have indicated to them that I have no problem with that, it makes tremendous sense but they need to provide our attorney with a copy of the agreement once it's finished so we know it's a permanent agreement.

MR. ARGENIO: Where are you with that?

MR. BETTE: We're working through with K. Hovnanian people, it's a matter of easements and, you know, K. Hov. is a big machine, they more or less wait for the, that the project is approved before they want to go forward and execute easements and things like that.

MR. ARGENIO: I think that would make sense to me. Let's say that all the ducks were in a row right now at this moment in time, how long would it take to get an agreement in place? Is it a two week process or is it a two month process?

MR. BETTE: With K. Hovnanian it's probably a two month process.

MR. ARGENIO: It's doable though?

MR. BETTE: It's doable. They have expressed that they will execute those easements, we just haven't gotten that far.

MR. ARGENIO: They have agreed to this whole thing in concept?

MR. BETTE: Yes.

MR. ARGENIO: For the benefit of the members, I agree with this and I have seen this in other places, Danny and Henry, other projects that I have been involved in, matter of fact, they did this same exact thing up at the Pomerone site on the corner of 17K and 300, that owner was going to construct a large underground pond but what they did was they attached onto the Hampton Inn pond and again with approval from the Hampton Inn folks and I'm sure financial arrangement made there as well and they increased the size of the Hampton Inn pond and there was easements issue, I don't think that's a big deal, that's good. Mark has some comments, they're about silt fence. If anybody has any questions on this just chime in, its not an issue, we've seen this a couple times and Mark has gone through this pretty thoroughly. Mark, this falls under the SWPPP for the entire parcel?

MR. EDSALL: They made a submittal, it was reviewed and John had only the two comments, one being the fact that there had to be the agreement and John had on the one comment about the silt fence being realigned so rather than have a separate comment sheet I just engineered them into mine.

MR. ARGENIO: What about the development of this project, Dominic, are we close to the SWPPP threshold or how far away is it in compliance with the SWPPP for the whole project?

MR. CORDISCO: In terms of the SEQRA thresholds, correct?

MR. EDSALL: SEQRA SWPPP.

MR. BETTE: SWPPP we're over an acre so we would be--

MR. ARGENIO: Not the SWPPP.

MR. CORDISCO: When you mentioned thresholds I thought you were talking about the--

MR. ARGENIO: The SEQRA.

MR. CORDISCO: Well below the SEQRA thresholds. We have prepared a checklist that's attached to the draft resolution that shows that they're within, all the thresholds are well within them, the SEQRA evaluation was for 2.5 million square feet of development with two million being approved and I believe in terms of the proposed amount of square footage and existing amount of square footage it only totals 971,000.

MR. ARGENIO: Less than half.

MR. CORDISCO: Yes. We did prepare resolutions for consideration tonight. The first resolution would be determination of consistency with the prior SEQRA findings that established the threshold for ongoing development. And the second one would be for granting conditional site plan approval, list the number of conditions, one condition that I would add to that would be the condition that we receive and review and approve an agreement between First Columbia and K. Hovnanian regarding the storm water joint facilities.

MR. ARGENIO: I think that's pretty clear at this point. Well, you have a note here, Mark, about the SEQRA review, I'm sorry, I should of read further.

MR. EDSALL: On the second bullet comment 2 exactly what Dom was looking for which was the condition that before stamp of approval he has an opportunity to look at an executed agreement.

MR. ARGENIO: We'll require a maintenance bond for the landscaping, Chris, you're aware of that?

MR. BETTE: Yes.

MR. ARGENIO: Mark, let me ask you a question about off-site public improvements, none are required with this, is that correct?

MR. EDSALL: It's, you're going to love this answer. Maybe. Look at comment 7.

MR. ARGENIO: That's the genesis of my question.

MR. EDSALL: This particular application is on the scheduled infrastructure committee meeting which is next Tuesday. I'm looking for verification from Dick McGoey as to whether or not there are any other, any off-site improvements required, just so that we make sure that we don't miss anything.

MR. ARGENIO: I can't imagine that this whole project's internal to the property.

MR. EDSALL: Well, in the development agreement between the town and First Columbia there's an obligation that any defective or deficient public improvements in the roadways adjustment to site plans would be corrected as part of site plans. So as an example if there was a deteriorated section of sewer pipe running in front of the site it would be their obligation to fix it at this time. But the keeper of that information as it may be is--

MR. ARGENIO: I understand that you're talking about infrastructure, I think what I was getting at was road widths and turning lanes and things of that nature.

MR. EDSALL: No off-site improvements relative to upgrades in that regard but any corrective work to deficient or failing systems.

MR. CORDISCO: Immediately adjacent to the project.

MR. ARGENIO: Quite a different situation.

MR. BABCOCK: I think there's a couple utility poles that have to be, have to go underground on this property.

MR. BETTE: Well, the ones that go up there feed the reservoir and the FAA tower, those are the only poles on this property.

MR. BABCOCK: So they feed our stuff.

MR. BETTE: They feed your stuff so they'll--

MR. BABCOCK: So they'll be okay.

MR. EDSALL: They're just fine.

MR. ARGENIO: We have municipal fire approved 2/20/08, 9-1-1 approved 2/20 of 08. So relative to highway, Mark, you did speak with Mr. Fayo, he has no objection?

MR. EDSALL: I met with him on Monday and he had no problems with that.

MR. ARGENIO: You guys have anything else? I mean, this is pretty simple. Neil, Hank? This is not the site where the fill was removed that went to the Target property?

MR. BETTE: Well--

MR. ARGENIO: Just for my own frame of reference.

MR. BETTE: Well, there was two sites that some fill left that went to the Target property or either one of those, you know, the Chili's property, this was one of them and then the other one is the ENAPP building.

MR. ARGENIO: Okay, this is the site that I'm thinking of this has the slope going up to the other road that's been recently reconstructed?

MR. BETTE: No, that's down by The Grove and closer to McGoey's office.

MR. ARGENIO: I understand.

MR. BETTE: But fill was taken out of here a while ago as well.

MR. ARGENIO: Dan or Neil, do you guys have anything else on this?

MR. GALLAGHER: No.

MR. SCHEIBLE: We're not talking about a humungous building here, 20,000 square foot.

MR. ARGENIO: Its way on the top of the hill. Mark's going to have to look at it.

MR. SCHEIBLE: Nice view from there.

MR. ARGENIO: I should say so. Anybody sees fit, I'll accept a motion, I will read in the subject-tos. Mark, did we do SEQRA?

MR. EDSALL: That's the consistency resolution you should adopt that Dom referenced.

MR. CORDISCO: The first resolution I prepared really discusses in detail all the prior SEQRA review that was done which culminated in a SEQRA findings statement that set thresholds, also provides the analysis that what they're proposing here is well within the thresholds that was previously evaluated and makes a determination that everything is consistent with the prior SEQRA review and that there are no additional or new impacts.

MR. ARGENIO: I'll accept a motion if somebody sees fit that we find that this is consistent with the existing SEQRA document as Dominic has just enunciated.

MR. SCHLESINGER: I will make that motion.

MR. SCHEIBLE: Second it.

MR. ARGENIO: Motion has been made and seconded that the Town of New Windsor Planning Board determine that the plan as it is now is consistent with the SEQRA document that's currently in place. If there's no further discussion, roll call.

ROLL CALL

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| MR. SCHEIBLE | AYE |
| MR. SCHLESINGER | AYE |
| MR. GALLAGHER | AYE |
| MR. ARGENIO | AYE |

MR. ARGENIO: I'll accept a motion that we offer final approval to First Columbia for London Avenue site plan.

MR. SCHLESINGER: With the subject-tos.

MR. SCHEIBLE: Second it.

MR. ARGENIO: Motion has been made and seconded that

the Town of New Windsor Planning Board offer final approval to the First Columbia 4 London Avenue site plan in the Town of New Windsor subject to Mark please follow me on this on the subject-to so I don't miss anything, that the agreement be put in place between The Grove and First Columbia, that Dick McGoey have a look at that infrastructure in the front of the building just to make sure there's no issue there and that we receive a bond estimate for the landscaping, I'm sorry, a maintenance bond for the landscaping and a bond estimate for the key site improvements. Did I miss anything?

MR. EDSALL: You're going to want to have the other bullets in number 2 addressed with the modification, silt fence and a note regarding the timing of this.

MR. ARGENIO: Basin installation and comment 4 addressed to make it subject to my comments, there's a number of things in there. Subject to Mark Edsall's comments which predominantly are some very minor clean-up issues on the plans, and some very, very minor corrections.

MR. CORDISCO: Also of course conditions that are specified in the actual resolution as well.

MR. ARGENIO: Resolution will speak for itself. I will have a roll call.

ROLL CALL

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| MR. SCHEIBLE | AYE |
| MR. SCHLESINGER | AYE |
| MR. GALLAGHER | AYE |
| MR. ARGENIO | AYE |

MR. ARGENIO: Thank you.

MR. BETTE: Thank you.

POUGHKEEPSIE_PROPERTIES,_LLC_(08-06)

Mr. Gregory Shaw, Jr. of Shaw Engineering appeared before the board for this proposal.

MR. ARGENIO: I see Mr. Shaw. The application proposes the construction of a new 6,600 square foot office building on the existing 2 1/2 acre office building site. The plan was reviewed on a concept basis only. We have young Mr. Shaw here. Mr. Shaw please tell us what you'd like to do here?

MR. SHAW: It's on Executive Drive, it's a PI zone. The property is 2.51 acres in size and currently has an existing two story office building on it about 12,000 square feet with about 80 parking spaces, the building has town sewer and water.

MR. ARGENIO: This is behind the, is this behind the glass building, is that right?

MR. SHAW: Yes.

MR. ARGENIO: Point to where the glass building would be in proximity to your site plan.

MR. SHAW: It would be here.

MR. ARGENIO: About in that direction, okay. Go ahead.

MR. SHAW: Like I said, the existing building has town sewer and water and looking to propose a new office building with 6,600 square feet and with that we're going to provide 44 parking spaces and we'll also have town sewer and water. The storm water for the job we're going to contain the storm water with underground piping which is designed for one and two--

MR. ARGENIO: Can I ask one question? Are there any coverage issues, looks like you have a lot going on

there?

MR. SHAW: We're actually just underneath the one acre threshold for the SPDES permit.

MR. ARGENIO: Okay, go ahead.

MR. SHAW: Anyway, like I said, the storm water detention system was designed for one year and 25 year storm. This project is located 300 feet from the New York State Route 207 so it will have to go out to the Orange County Department of Planning.

MR. ARGENIO: So you're going to hold the water for a period of time so as to increase in theory in no way, shape or form the runoff post-development from what it is pre-development?

MR. SHAW: Right.

MR. ARGENIO: Mark, any problem with that?

MR. EDSALL: We haven't seen the calculations yet but the theory is a valid one as long as the calculations demonstrate it.

MR. ARGENIO: Okay.

MR. SHAW: Also Executive Drive it's my understanding that the neighboring property is going to extend Executive Drive up to Temple Hill Road as to relieve congestion on Route 207.

MR. ARGENIO: At some point in time.

MR. SHAW: Yes, and also since this job is not located on a state road and we don't have to go to the health department for anything. I'm here to start the SEQRA process.

MR. ARGENIO: Neil?

MR. SCHLESINGER: Where is this relative to the medical building?

MR. ARGENIO: Where the heart guy is.

MR. SCHLESINGER: You recently got approval for a medical building in that area also?

MR. SHAW: Not I.

MR. EDSALL: Where the turnaround is to the right of this plan the proposed and not yet to be built but approved medical building is just here to the right, it's right at that turn.

MR. SCHLESINGER: And there's an existing two story office building, who's in that building? Just trying to put all this together in my mind.

MR. SHAW: Board of Education and River Realty.

MR. BABCOCK: Used to be ENAPP.

MR. SCHEIBLE: Right in between the two, I'm sorry to interrupt.

MR. SCHLESINGER: And I pull in where the glass building is, does that road continue all the way around into this site?

MR. SHAW: Yes, we're the next lot on the left-hand side.

MR. BABCOCK: Go passed the glass building.

MR. SCHLESINGER: There's another building behind it.

MR. BABCOCK: Which is the existing building on that

plan and this new building is going between the glass building and that building that used to be ENAPP.

MR. SCHLESINGER: Okay.

MR. SCHEIBLE: That still dead ends?

MR. BABCOCK: That's correct, it's going to continue and make a left-hand turn eventually and go down and tie into Wembly Road.

MR. ARGENIO: Go ahead, Mr. Shaw.

MR. SHAW: Pretty much gave you my speech. Public hearing necessary?

MR. ARGENIO: Well, this is going to go to the county.

MR. SHAW: Right.

MR. ARGENIO: I certainly appreciate you're asking about it and I don't think the public hearing's going to slow you down at all and this board's position has always been that we certainly like to, we lean more to have the public hearing than to not have it, especially in an event that it doesn't slow the applicant down if things can keep moving, I don't think that there's going to be, there would be a lot of activity at a public hearing because the size of the lots in this location but I will pass it around the room. Mr. Scheible, do you have any thoughts about the public hearing on this application?

MR. SCHEIBLE: I firmly believe that we should have a public hearing.

MR. ARGENIO: There's your thought. Danny?

MR. GALLAGHER: I can go along with that, I don't see why not.

MR. SCHLESINGER: I don't think there's anything negative by having a public hearing.

MR. ARGENIO: I kind of feel the same way. It's not going to slow you down, your plans, Mr. Shaw, are typically of premier quality and they typically don't require a lot of additional meetings for additional review for comments that have not been taken care of. Have we sent to the county?

MS. MASON: Yes.

MR. ARGENIO: That's been done already. Can we schedule this Mark at this point?

MR. EDSALL: You can.

MR. ARGENIO: We have?

MR. EDSALL: You can authorize the public hearing, the Orange County Department of Planning is done, you can assume the position of lead agency, you may want to defer number 5 until after the public hearing.

MR. ARGENIO: I'll accept a motion that we, the Town of New Windsor Planning Board declare lead agency.

MR. SCHLESINGER: So moved.

MR. GALLAGHER: Second it.

MR. ARGENIO: Motion has been made and seconded that the Town of New Windsor Planning Board take the position as lead agency on the Poughkeepsie Properties site plan. No further discussion, roll call.

ROLL CALL

MR. SCHEIBLE AYE

MR. SCHLESINGER AYE
MR. GALLAGHER AYE
MR. ARGENIO AYE

MR. ARGENIO: I will accept a motion that we authorize a public hearing.

MR. SCHLESINGER: So moved.

MR. SCHEIBLE: Second it.

MR. ARGENIO: Motion has been made and seconded that the Town of New Windsor Planning Board authorize a public hearing for the Poughkeepsie Properties LLC site plan at this time.

ROLL CALL

MR. SCHEIBLE AYE
MR. SCHLESINGER AYE
MR. GALLAGHER AYE
MR. ARGENIO AYE

MR. ARGENIO: I think it's a good idea, Henry, I think that you really set a nice tone there, it's not going to hurt anything, just it's not a bad thing.

MR. SCHEIBLE: It's not going to be built tomorrow.

MR. ARGENIO: It's always good to get it input on these type of things. I agree with Mark that we should probably should hold off on SEQRA until after the public hearing.

MR. EDSALL: Just a quick question, I think you might have been leaning on your, one of your questions as to the development coverage relative to zoning, the plan shows 58 percent versus 85 permitted.

MR. ARGENIO: Eighty-five is permitted and they're at

58 percent, that's all, that's all one lot, yes?

MR. SHAW: Yes.

MR. ARGENIO: Okay, you did the calculations, somebody must of?

MR. EDSALL: I didn't.

MR. SHAW: We'll doublecheck it but--

MR. ARGENIO: As I said your plans are typically pretty good and pretty thoroughly reviewed before they get to us.

MR. EDSALL: There's no large areas but there's a lot of a, multitude of smaller areas.

MR. ARGENIO: It's a lot of pavement is what I was thinking.

MR. EDSALL: They can check it before the public hearing.

MR. SHAW: Yes, we will.

MR. ARGENIO: Guys have any direction that you'd like to give Mr. Shaw, Sr. and Mr. Shaw, Jr. at this point in time? What size are the pipes underground for your pond? I can't see that.

MR. SHAW: I believe they're three feet.

MR. ARGENIO: Plastic pipe?

MR. SHAW: Yes.

MR. ARGENIO: Perforated I would assume?

MR. SHAW: No.

MR. ARGENIO: Solid holding that water under there?

MR. SHAW: Yes.

MR. SCHEIBLE: That's the only concern I would have is the drainage.

MR. ARGENIO: Well, they obviously have a small guy that they hire that goes in there and cleans those pipes every five or ten years. What they do, Henry, I have witnessed these before, they are not uncommon, the water goes underground and it flows against, I haven't seen all the nuts and bolts of this exactly, but flows against the weir at some point in time when it rises to a certain level it begins to release.

MR. SCHEIBLE: Over the past two weeks I have seen a lot of water come above the ground.

MR. ARGENIO: How are you releasing this on this?

MR. SHAW: I believe there's an small orifice to release it slowly, there's a weir at a certain elevation to dump it over.

MR. ARGENIO: There's a small hole in the bottom of the weir, one or two inch, as the water builds up on the weir it's released through the orifice and then if it gets too high in the event of a three or four or who knows what kind of hundred year storm we get it goes over the top of the weir. Look at it, think about it. Do you have a flag pole on this site?

MR. SHAW: I don't believe so.

MR. ARGENIO: See if you can find a spot for that, that would be good. How is your landscaping? Did you do a landscaping plan and lighting as well?

MR. SHAW: Yes.

MR. BABCOCK: This might be something for the applicant to think about some solar lighting.

MR. ARGENIO: I was just thinking the same thing. Are you aware of any of these efforts on behalf of the Town?

MR. SHAW, SR.: Yes, we're on the workshop for New Windsor Realty and the next meeting is to discuss the lighting.

MR. ARGENIO: Which is that?

MR. SHAW, SR.: That's next on Windsor Highway.

MR. ARGENIO: Very good, I was told that at the infrastructure meeting and for the benefit of the other members, the Town Supervisor has directed those people in the appropriate position to investigate and pursue the use of solar lighting on projects within the town and also on lights on roads where the town is going to take over the lighting at some point in time and he's received or is in the process of receiving some proposals from some solar companies for a number one standard that we'll use on our lighting within the town. Michael, thank you for reminding me of this, I meant to mention it to these guys, number one a standard of lights that we're going to use for lights that we're going to have as a town and number two so the owners and applicants to this board in this town can include solar lighting on their projects just because it's a good idea, not because we have any interest in anything at all but because it's a more, it's a greener impact for any application that comes before this board.

MR. SCHEIBLE: I think it's a great idea.

MR. ARGENIO: I meant to mention it, Mike, I'm glad you mentioned it, thank you for that. So what Mr. Shaw's referring to is there's a project next to Duffer's that two or three story office building on 32 where the front parking lot's at grade, the rear parking lot's below grade and they're working with, they meaning Mr. Shaw's office and the owner is working with the vendor or two vendors that we have selected as a town to try and incorporate some solar lighting into that project, so we can see what the color of the lights and see how it's going to be around town, it's almost a pilot project for us as a town. Is there anything else Mr. Shaw?

MR. EDSALL: Jerry?

MR. ARGENIO: Existing coverage is included in that, is it not?

MR. SHAW: Yes.

MR. SCHEIBLE: Up front near the existing macadam.

MR. ARGENIO: Lot of coverage.

MR. EDSALL: I just wanted to ask Gerry to try to get calculations in as early as possible so we can have those in final form when the plans are posted for the public hearing.

MR. ARGENIO: What calculations are you looking for?

MR. EDSALL: One's for the storm water, I'd like, maybe they don't have to have a SWPPP for this project, so the normal hurdle of getting the SWPPP approved before they can move on to the public hearing doesn't exist, but I'd like the calculations to be on file available for public review prior to the public hearing.

MR. SHAW: That will not be a problem, they're already

March 12, 2008

25

done.

MR. ARGENIO: Okay, Mr. Shaw, thank you very much.

SILVER_STREAM_ROAD_CORPORATE_PARK_(07-29)

MR. ARGENIO: I'm sure all the members are familiar with this, we've seen this quite a few times and we're going to see it a few more times, I suspect. This application proposes development of 100,000 square foot manufacturing facility on the 15.5 acre property. The plan was previously reviewed at the 24 October, 2007 planning board meeting. We have seen it once, I've seen it quite a few times. Sir, can I have your name and firm you're with?

MR. FETHERSTON: Andrew Fetherston, Maser Consulting.

MR. ARGENIO: Mr. Fetherston, are you going to make the presentation or is Mr. Greely going to make the presentation?

MR. FETHERSTON: Well, the level of the revisions that we had made, Mr. Chairman, to the plans are relatively minor, perhaps Mr. Greely's discussion would be more pertinent.

MR. ARGENIO: Are your revisions more substantial, Mr. Greely?

MR. GREELY: We want to brief the board up to date in terms of where we are now in terms of the off-site improvements.

MR. ARGENIO: I think the off-site improvements are very important to everybody here as important quite honestly as the project itself so Phil, why don't you tell us what you have done to update your plan and update this board as to where you are now?

MR. GREELY: At the last meeting we had discussed on preliminary basis improvements to Route 207 for the section from 300 passed Moores Hill Road, again, this is Route 207 location of the Thruway underpass here,

overpass, our Route 300, Moores Hill Road and Silver Stream Road. What the proposal is to upgrade the current section of 207 as you currently as you pass under the Thruway the roadway transitions to a two-lane road with all the curb cuts and Moores Hill Road and Silver Stream Road, there's no turning lane. So the proposal is to take the existing three lane section which would provide additional stacking for vehicles turning onto Route 300 which is part of the problem in this area today so we would provide additional left turn storage lane for vehicles turning onto Route 300, left turn lane would then continue all the way passed Moores Hill Road so that would handle left turn vehicles turning onto Moores Hill Road and then we'd also be providing a left turn access in Silver Stream Road to serve the project and other existing traffic. The widening on this plan based on right-of-way we have a whole detailed survey, we have gone through preliminary design and the main widening we'll have to reconstruct the shoulder on the north side and also widen the pavement to get this additional laneage. This yellow area represents the new pavement, there's a strip in here that's shown in white which is really an existing shoulder that will be rebuilt, built as full depth pavement and the gray area is the existing travel lanes. So this is the bulk of the widening of the area actually extends right through the entire intersection area up to the area of the existing culvert to the left. There's also widening along Silver Stream Road and at the last meeting we discussed the improvements at Route 300, they include some signal equipment upgrade, signal timing upgrade and brought to our attention about the problem of large vehicles making the turn from Route 300 onto Route 207. So we have now surveyed that intersection and we're going to be improving the radius at that intersection resetting the curb line.

MR. ARGENTIO: How far can you pull the curb line back, how much room do you have there is my question?

MR. GREELY: We have about ten feet.

MR. ARGENIO: How much is usable?

MR. GREELY: We can get that most of that area so we're showing a widening here of about 8, it varies from anywhere from about 3 feet up to 8 feet, but there's an existing signal pole, so not replacing the signal, we end up with enough of a radius that we now swing and if you look at where the truck tracking marks are there it would accommodate that.

MR. ARGENIO: We're certainly not looking for you to replace the signal pole but Mr. Schlesinger that brought the radius issue up and I think that's a good improvement, what other changes do you have there from the last time?

MR. GREELY: In terms of what we have identified is in order to accomplish this we have now established existing right-of-way boundaries along 207 so we have identified an area that's this crosshatched area, this is the Verizon property, in order to complete these improvements it looks like we'll have to obtain a dedication since along the state highway the state DOT for the widening it can't be done in an easement. So it may have to be actual actual land dedication, although we're having a meeting with the DOT and Mark and I have been trying to set that up with DOT and I believe we have a tentative meeting for the 25th of March.

MR. EDSALL: It's confirmed.

MR. GREELY: So we'll be advancing this to the next level of discussion with DOT. They now have a regional permit coordinator, a new one so we'll be pushing to move this forward in the process. So basically there are some easements and dedication issues in order to

get this done that we have to have advance and that I think will involve some input from the town and but we'll be meeting with the DOT first because it's a DOT road that we're dealing with here and we're going to be upgrading it so we want to get their input. It was discussed on a very preliminary basis quite a while ago but now get down to the hard details since we now have the design.

MR. ARGENIO: Is it fair to say that the DOT has bought into the concept of what we're proposing, they've bought into that?

MR. GREELY: Yes.

MR. ARGENIO: Now we're to the point where they want to see more of the nuts and bolts of exactly what we're going to do.

MR. GREELY: Exactly and how it gets accomplished.

MR. ARGENIO: On the right-of-way we agreed to help them as a town in any way we could within reason, obviously. Do you have any information, Mark or Dominic, as to where we're at with any of those right-of-way acquisitions?

MR. EDSALL: There's two properties involved and again because this is an improvement that will help correct to a great extent an existing problem as well as mitigate any impacts from the application, we're taking a proactive approach, I have already spoken with one of the two property owners.

MR. ARGENIO: Jimmy Petro.

MR. EDSALL: Who's indicated that he's completely willing to work with us. The Town Supervisor's office is reaching out to Verizon to get an appropriate real estate contact so that I can have a meeting with them.

I really don't anticipate any problem given the very, very large front yard they have and the fact that they have been, we were very helpful with them when they needed certain approvals. So we'll move forward with that in quick order. The meeting on the 25th with DOT is confirmed. I refreshed Mr. Dilman from the DOT with the concept, unfortunately Glen Bouche who used to work for Rich Dilman is no longer with that department, so I had to re-educate him on what we had agreed to but he seemed very positive and the meeting on the 25th is confirmed.

MR. ARGENIO: Phil, are you going to get tangled up into the telephone poles in that area?

MR. GREELY: Yes.

MR. ARGENIO: Is that going to be an issue?

MR. GREELY: In order to accomplish the widening there's three poles that will have to be relocated, now again we have taken that into account in the area that we would have either quote easement or dedication.

MR. ARGENIO: You'll have room for Central Hudson to put the poles, primary power to that if I'm correct?

MR. GREELY: Yes.

MR. ARGENIO: Okay, anybody have any questions for Mr. Greely? I think he did a pretty thorough job.

MR. SCHEIBLE: Very thorough.

MR. GREELY: We'll be updating the board again after this meeting we'll be able to really advance it to the next level.

MR. ARGENIO: Thank you.

MR. GREELY: Thank you very much.

MR. ARGENIO: Mr. Fetherston, what do you have for us, tell us about all the improvements you've made here relative to our comments and such?

MR. FETHERSTON: We responded we provided--

MR. ARGENIO: Excuse me, Mr. Fetherston, I'm sorry, there's one other question I had before you leave, Mr. Greely this goes to both you guys, there's going to be improvements on the town road, who's designing them?

MR. FETHERSTON: We are.

MR. GREELY: We're just dealing with the improvements at the intersection.

MR. ARGENIO: You're going to go up Silver Stream to the end of the highway right-of-way I would assume?

MR. GREELY: What we're including in the package because it's tied into the DOT approval is the, we're widening to provide a full two lane approach that's what this area is here so there's two exiting lanes for the first hundred feet approaching Route 207 so that will be part of our design plans and then we're coordinating with Andrew's office on the rest of the improvements on Silver Stream Road.

MR. ARGENIO: That's just when you say you're coordinating just for the tie-in?

MR. GREELY: Right, so everything meets he's going to be actually preparing those plans.

MR. ARGENIO: Two comments Andy, I want to see those plans, we would like to see those plans, I think, don't you guys agree, not right now but when you finalize those plans for the Silver Stream Road we would like to

see them as well and Phil note to self, you're going to have loops in Silver Stream Road?

MR. GREELY: Traffic loops potentially, yes.

MR. ARGENIO: If you have traffic loops, let's not forget we've been there, done that, the pavement section for the DOT has to extend to some point beyond the end of the traffic lights otherwise we end up with the problem with the DOT.

MR. GREELY: The DOT section would basically extend to the Verizon driveway at this point, that's one of the items we're going to discuss with DOT but that's what their proposal is.

MR. ARGENIO: So long as we have the loops in the DOT whatever it is, 12?

MR. GREELY: Pavement section, thank you very much.

MR. FETHERSTON: Just received comments and I have no issues, I just read them while Phil was presenting. I see there are some comments from Mr. Fayo, Mr. Edsall on Silver Stream Road so we'll modify the plans to accommodate those comments.

MR. ARGENIO: I have a note here that says highway is approved with Mr. McGoeys specifications attached. So I think what that says to me, Mark, unless, you know different is the widening and such that you're proposing work for your project but somewhere you don't have the thicknesses appropriate?

MR. EDSALL: I think what Anthony meant was to adopt comments under my number 5 cause I met with him on Monday and went over all my comments and he agreed with all of them and added one additional comment.

MR. ARGENIO: Well, you have a comment about the

thickness of the pavement, don't you?

MR. EDSALL: Breaking the four inch into two courses and the T and L course is basically what I had about pavement.

MR. ARGENIO: You're right, I agree with you.

MR. ARGENIO: Mr. Fetherston, you have these comments now you'll include them as part of your plan?

MR. FETHERSTON: Yes, we will. One question last time we were before your board we were discussing sumps or no sumps in the catch basins?

MR. ARGENIO: Oh, I owe you an apology, please accept it, for the benefit of the board members, we kind of enunciated kind of led the charge about our dislike for having sumps in the catch basins which hold water which breed mosquitoes which carry West Nile Virus, for the benefit of the people of the town, we don't like, well, subsequent to my rant for lack of a better term last time these people were here, Danny, as it turns out the sumps are required by the DEC.

MR. EDSALL: And by Town Code for the town's basins as a collection measure for silts and sands.

MR. FETHERSTON: No problem.

MR. ARGENIO: So they are requiring so it's not something that, I don't like it, again, I do disagree with it still. Mark?

MR. EDSALL: No, no, it's the same theory as why every time we have a public hearing where there's a water quality basin there are those people who say that what are you going to do about West Nile. On the other hand, you've got DEC promulgating laws saying you have to put basins in, its kind of a losing battle, you

can't win that war.

MR. ARGENIO: I apologize for that, certainly how I feel. Go ahead.

MR. FETHERSTON: Really I have discussed with my client the acquisition of the easements, required temporary grading easements as well as permanent utility easements, once I go through the plans that, or the comments that I received tonight we'll modify those easements as are necessary and I think that's it. We addressed the storm water comments. I think there's another comment couple of other minor site plan comments.

MR. EDSALL: I think you're down to everything was resolved on site other than one minor correction so their plans are in good shape, Mr. Chairman, I think you were looking for the appropriateness of a public hearing at some point.

MR. ARGENIO: Mark, they have made all the changes you have asked them, things have been cleaned up nice, looks like a good set of plans. How are your coverage issues? I don't think you should have any issues. You have quite a bit of other land here that's not covered with some sort of pavement or building.

MR. FETHERSTON: Our development coverage we're permitted to go to 85 percent, we're at 38 percent, a little less than half.

MR. ARGENIO: On the development coverage are the ponds included?

MR. EDSALL: No.

MR. ARGENIO: Just impervious surface?

MR. EDSALL: Correct.

MR. ARGENIO: Let's turn it over to the board members and we'll talk about this a little bit. As I said before, I've seen this quite a few times and I actually I'd like you guys to take a look at this and certainly ask any questions that you feel are appropriate.

MR. ARGENIO: Do you have a landscaping plan?

MR. FETHERSTON: We have not prepared one as of yet.

MR. ARGENIO: Would you do that?

MR. FETHERSTON: Yes, we will.

MR. ARGENIO: You are familiar with what we're looking for with the landscaping plan?

MR. FETHERSTON: I think so. I've heard your prior discussion regarding solar lights, any thought on that?

MR. PEREZ: You'd like to see solar all exterior lights on the building?

MR. ARGENIO: Yeah.

MR. EDSALL: Andy can provide you with some information.

MR. ARGENIO: Yes, Mike and Mark both have the information from the person that we were speaking to from the solar light company and if you would speak to him a bit I think it might be in your best interest, Mike, to be honest with you. Can you please stand up and give Franny your name?

MR. PEREZ: Mike Perez, Hillside Companies.

MR. ARGENIO: He's with the developer. I think that's a good idea.

MR. SCHEIBLE: So far as the solar you've got to start somewhere.

MR. ARGENIO: Why not look into it and this is a sizable enough facility where that type of effort would be a good beginning of making an impact, I think.

MR. FETHERSTON: Yes, the lot itself is about 15 acres so you're speaking about, you know, 7 acres of property.

MR. ARGENIO: Now that loop that goes from the loading dock to the parking area, the right-hand side of that, that funny looking arrow shaped thing, is this a turnaround?

MR. FETHERSTON: Yeah, what we were going to do is the original scheme had a paved road going all the way around, we ran into a lot of difficulty with the grading on this side where it drops off going down to interstate 87.

MR. ARGENIO: I can see that.

MR. FETHERSTON: So what we're hitting here was very high walls, I spoke with Mark about it and I just said I wanted to try a plan where this would only be an emergency loop so this was a breakaway gate on both sides.

MR. ARGENIO: How wide is that feed?

MR. FETHERSTON: I think it's 15 feet, when we were speaking, we were talking about the outriggers on the fire trucks so I believe it's 15 feet, might be more, No, it's 20 feet so we were proposing some way for a vehicle to do a turnaround there.

MR. ARGENIO: Well, it would seem to me that that fire

access is necessary. Mark or Mike, that width of that road is that going to be an issue?

MR. BABCOCK: Well, the last discussions that I've had with the fire inspector basically the 30 foot area that they want is where they want the setup areas, so I would say that the best thing to do is let them look at this and let them do their review and--

MR. FETHERSTON: We actually did have a letter back from the fire inspector, if you give me one second and we responded today actually we met with the fire official, we met with Barney Bedetti today, he had given us this saying that he was rejecting the plan because of hydrants and also because of the Siamese, what the issue was there was so much going on on the plans he didn't see the hydrants, so we pointed them out that we have hydrants on three corners and we were proposing to put a Siamese here, he didn't have a problem, he said this one hydrant pull it out so when you have trucks parked here if the hydrant's out here you can still pull a line over this way all the way in front of the larger vehicles.

MR. ARGENIO: That's probably a good idea.

MR. FETHERSTON: We said we'd do that, that was the only issue.

MR. ARGENIO: Do you have any flow issues up on the hill?

MR. FETHERSTON: We did flow and pressure testing with the water department, I don't have it with me, it was sufficient to get water up the hill, may require a booster for sprinklers, we don't know that yet.

MR. ARGENIO: Not for the hydrants, you have sufficient pressure at the hydrants?

MR. FETHERSTON: I don't know that yet. We have sufficient pressure, I got a look at what the flows would be up at the top, that hasn't been computed yet.

MR. ARGENIO: You should check that and certainly let us know where you're at with that. You're on the top of the hill there and flows certainly could become an issue. I believe that I agree with Mr. Edsall that this plan is probably complete enough to go to the public with. What do you guys think, Hank or Danny and Neil, what do you guys think?

MR. GALLAGHER: Definitely a public hearing.

MR. ARGENIO: The issue was is it complete enough at this point in time for it to go to public, you know, we get a little sticky about putting a plan in front of the public for a public hearing when we have only seen the applicant maybe one time and he hasn't been to a workshop, suddenly the plan we show to the public there's so many comments or so many workshops subsequent to that, the plan that we show the public is nothing near what the guy ends up building. The fire issue is they want a Siamese connection moved and they need to do--

MR. SCHLESINGER: Will they have a letter of approval?

MR. BABCOCK: They would have put it in, Barney actually was looking at this today, I didn't know if he finished it.

MR. FETHERSTON: My engineer went down and saw him today, we can request that letter.

MR. SCHLESINGER: You'll have that before a public hearing and the flow problem should be recognized before that.

MR. FETHERSTON: We can do calculations, that's not an

issue, I will submit them to Mark and the fire official.

MR. SCHEIBLE: Where is the, the other building's going to be included in this, which side do they neighbor on? I'm losing track here.

MR. ARGENIO: You're way at the top of this.

MR. FETHERSTON: Here's 87, there's a storage facility here, then there's a number of homes, the dump site is here, 207 is quite a ways down.

MR. SCHEIBLE: But you're going to put more buildings up on--

MR. FETHERSTON: There's another adjoining piece that we haven't come into the town with yet.

MR. ARGENIO: Originally you had come in with a concept of I think it was other buildings are going to be built in this also?

MR. FETHERSTON: There is, we're just getting the survey on 26 acres on this side but we haven't prepared anything as of yet but it's coming.

MR. GALLAGHER: Are you making improvements to Silver Stream all the way up and around the whole loop?

MR. FETHERSTON: No, the entrance off 207 that you saw my sheet number 6 gives you plan and profile and this is going to be modified also because I have some comments from Mr. Fayo and Mr. Edsall so we were showing some temporary easements, permanent easements for utilities but that's all going to be possibly to modified profile, we're trying to keep it right on where it was before but doing some significant widening.

MR. ARGENIO: Mark, do we have any issue with if we did want to schedule a public hearing with the 30 days not being up for the lead agency coordination letter circulation and our not taking lead agency?

MR. EDSALL: No, I would think that by the time the public hearing is scheduled that 30 day period would be up. I would also suggest to the applicant that the items on number 5 must be included which he said was easy but as well I would think it would be appropriate to have the easement issues with the homeowners substantially resolved before it's put in front of the public.

MR. ARGENIO: I was going to get to that in a moment.

MR. FETHERSTON: Yeah, we understand that, very clear.

MR. ARGENIO: Certainly a good idea to get that wrapped up before we do that. If somebody sees fit, I'll accept a motion that we authorize the public hearing for this application.

MR. SCHESLINGER: So moved.

MR. SCHEIBLE: Second it.

MR. ARGENIO: Motion has been made and seconded that the Town of New Windsor Planning Board authorize the public hearing for the Silver Stream Corporate Park subdivision. No further discussion, roll call.

ROLL CALL

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| MR. SCHEIBLE | AYE |
| MR. SCHLESINGER | AYE |
| MR. GALLAGHER | AYE |
| MR. ARGENIO | AYE |

MR. ARGENIO: You need to take Mark's comment number 5

which you have a copy of?

MR. FETHERSTON: Yes.

MR. ARGENIO: Mark only said a few words about the public right-of-way issue on Silver Stream Road. I'm going to say even fewer but let that in no way, shape or form be interpreted as a lack of our stressing the importance of that issue. Mark Edsall, anything we can do with this tonight? I think we're pretty much done with this.

MR. EDSALL: No, we've made the recommendations that we were able to do and I think it's a matter of letting the clock run and getting the public hearing moving. That's about it.

MR. ARGENIO: Thank you for coming in.

MR. FETHERSTON: Thank you.

DISCUSSION

SHADOW_FAX_SUBDIVISION

MR. ARGENIO: Discussion, Shadow Fax subdivision.
Mark, can you tell us about this a little bit please?

MR. EDSALL: They're looking for an extension of preliminary approval. I would be of the understanding that they are attempting to get agency approvals. I asked Myra to doublecheck that their preliminary approval was still active. She confirmed that it was so I would recommend a six month extension of a preliminary approval.

MR. ARGENIO: How are they doing with that, Mark, did they give you any idea?

MR. EDSALL: On the agency approvals?

MR. ARGENIO: Pursuing it or--

MR. EDSALL: I haven't heard or seen any correspondence but I will ask them before coming back asking for any further extensions to give us a chronology of the progress.

MR. ARGENIO: I think that would be good. That's a six month extension?

MR. EDSALL: Yes.

MR. ARGENIO: I'll accept a motion that we offer Shadow Fax a 6 month extension of their preliminary approval.

MR. SCHLESINGER: So moved.

MR. GALLAGHER: Second it.

MR. ARGENIO: Motion has been made and seconded we

March 12, 2008

43

offer Shadow Fax subdivision six month approval per state law. If there's no further discussion from the board members, roll call.

ROLL CALL

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| MR. SCHEIBLE | AYE |
| MR. SCHLESINGER | AYE |
| MR. GALLAGHER | AYE |
| MR. ARGENIO | AYE |

MR. ARGENIO: Mike, anything else?

MR. BABCOCK: No.

MR. CORDISCO: No.

CITY_OF_NEWBURGH

MR. EDSALL: That item relative to the City of Newburgh, if you'd care to consider it tonight?

MR. ARGENIO: I certainly would like everybody to hear about that tonight. Go ahead.

MR. EDSALL: First I will just disclose that our office does represent the City of Newburgh. I did not in any way participate with the preparation of the project that I am going to talk about. But the City of Newburgh is undertaking an improvement where they are installing a raw water pump station at their property on Brown's Pond. That pump station is intended to connect to the transmission main that was already constructed with cooperation with the Town of New Windsor from this location on Brown's Pond down to the City of Newburgh. The project tonight that I am bringing to your attention is the construction of the municipal pump station, it's one of those projects that fall under the balancing of the public interest test as to whether or not there's any applications needed or approvals required from the planning board. We spoke with the chairman and the building inspector earlier today and the situation is it's not a public building, it's a municipal pump station, so the general consensus was there's not much to review from a site plan standpoint because it's not like there's parking requirements or the general public going there. In fact, it's an area that would be prohibited from the general public. So we wanted the record to be clear that they are undertaking this project within the Town of New Windsor and we're looking for concurrence from the planning board that it clearly doesn't need an application.

MR. ARGENIO: I will say that this is the raw water distribution project, is that correct?

MR. EDSALL: Correct, it's a pump station at Brown's Pond.

MR. ARGENIO: This project was done a year or two ago if you guys remember, they did a boring under the Thruway, they did a boring under Washington Lake, that's the job that water main.

MR. SCHEIBLE: Right down to the filter plant.

MR. ARGENIO: Right passed your place, Henry, or your former place and the city was very, very cooperative with us on that whole project, much through the efforts of McGoey, Hauser and Edsall's office, they have had a lot of coordinating but the city is behind any decisions made. I happen to know that because we were engaged in some paving at that point, we paved the portion of Moores Hill Road and the city very much cooperated with us in getting all the, when I say us, I mean the Town of New Windsor by compelling the contractor, who was Argenio Brothers, to hold off on the paving until the trenches were paved, until all the work was done, before the final overlay went on and they were pretty good, the City of Newburgh was pretty good I have to say. So that being said, my opinion is that I think we should work with them any way we can, we have a very close relationship in that they get water from areas within the town and on top of which we just recently entered into an agreement I believe Mark where we're getting water from the city, is that right as a town?

MR. EDSALL: Yes, the Town of New Windsor and the city have been working very well together in sharing services.

MR. ARGENIO: So I think anything we can do to help them we should do.

MR. BABCOCK: It's going to be put in with a building

permit too and we're going to watch the installation along with Mark's office.

MR. ARGENIO: Okay, you guys take exception to any of that?

MR. GALLAGHER: No.

MR. SCHLESINGER: No.

MR. SCHEIBLE: I think that's one of the cleanest operations when they put that, I marveled at how they went under the lake.

MR. ARGENIO: They did a fine job, McGoey did inspect, the city worked with us, everybody worked with us and it was a good thing for everybody, the paving of our town streets and then the installation of that water line, everything was great. I marvel at the methodology in which they use to get under the swallow hole. Mark, is that correct, swallow hole, is that the term for the hole out in the front of Rider Weiner's office?

MR. EDSALL: They did directional drilling in that location, they've had directional drilling.

MR. ARGENIO: Do we need to vote?

MR. CORDISCO: I think to memorialize it and make the record clear you should vote that no site plan application is required because of the public nature of the project.

MR. ARGENIO: I'll accept a motion to that effect.

MR. SCHEIBLE: So moved.

MR. SCHLESINGER: Second it.

MR. ARGENIO: Motion has been made and seconded to the effect of what Dominic read into the minutes a moment ago.

ROLL CALL

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| MR. SCHEIBLE | AYE |
| MR. SCHLESINGER | AYE |
| MR. GALLAGHER | AYE |
| MR. ARGENIO | AYE |

MR. SCHLESINGER: When the deal was made between the town and Chris's business wasn't there money set aside for infrastructure?

MR. EDSALL: I'm not quite sure of the structure of how they did it but there was the agreement for the development, there was areas where Dick McGoey met with CAMO Pollution Control and identified the problem areas I wanted to make sure though that areas are addressed, I'm not familiar with them as I said I want to make sure we don't miss something.

MR. ARGENIO: Are you referring to other things Neil other than that or just that?

MR. SCHLESINGER: No, just that.

MR. ARGENIO: Okay, there's your answer, Neil. Motion to adjourn?

MR. SCHLESINGER: So moved.

MR. GALLAGHER: Second it.

ROLL CALL

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| MR. SCHEIBLE | AYE |
| MR. SCHLESINGER | AYE |
| MR. GALLAGHER | AYE |

March 12, 2008

48

MR. ARGENIO

AYE

Respectfully Submitted By:

Frances Roth
Stenographer